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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/824,342	04/14/2004	Hofgen	HUBR-1260-US

24972  
 FULBRIGHT & JAWORSKI, LLP  
 666 FIFTH AVE  
 NEW YORK, NY 10103-3198

CONFIRMATION NO. 5382

## FORMALITIES LETTER



\*OC000000013043490\*

Date Mailed: 06/23/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$900 for a Large Entity

- \$770 Statutory basic filing fee
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450

Alexandria VA 22313-1450

08/26/2004 MHEKONEN 00000026 10824342

01 FC:1001 770.00 OP  
 02 FC:1051 130.00 OP

*A copy of this notice MUST be returned with the reply.*

phlmo-nlv

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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JUL 28 A 9 09  
703-308-1202



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) Hofgen, et al.  
Serial No. 10/824,342  
Filed April 14, 2004  
For 5-HYDROXYINDOLES WITH N-OXIDE GROUPS AND  
THE USE THEREOF AS THERAPEUTIC AGENTS

August 23, 2004

This is to certify that this correspondence is being sent by First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Va. 22313-1450 on the date shown below

*Eileen Sheffield*  
Eileen Sheffield

Date

8/23/04

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Va. 22313-1450

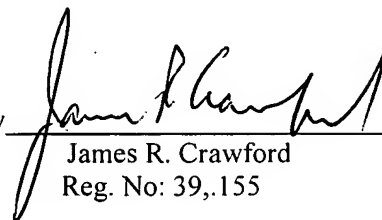
**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

Responsive to the Notice to File Missing Parts of Application mailed June 23, 2004 (copy enclosed), applicants submit herewith the executed declaration. Also enclosed is a check for \$900.00. The Commissioner is hereby authorized to charge any deficiency in the fees filed to our Deposit Account No. 50-0624, under Order No. NY-HUBR 1260-US.

Respectfully submitted

FULBRIGHT &amp; JAWORSKI L.L.P.

By   
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